

1/13/17

Responses to EPA Questions

RECEIVED  
JAN 19 2017  
AWMD/WEMM

1.a The current owner of Recycletronics / Siouxland PC and Electronic Recycling is Aaron J. Rochester.

1.b It is a single member LLC and attached is the IRS letter with the EIN #

2.a Dan Henderson owner of Zimco and the building we rented. His address is 2018 3rd St, Sioux City, IA 51101.

2.b early 2013.

2.c We have 5 employees

2.d moved end of August 2016

3.a Waste Management BU 2298 Accountant 20520 Keokuk Ave, suite 200 Lakeville, MN 55044

3.b September of 2016

3.c 5 employees

3.d still in operation

4.a We did not move any material from Northbrook to 2301 G Street.

4.b there is no paperwork for the moving of material

4.c We emptied a warehouse our on 11<sup>th</sup> street that is now occupied by Sue Bee Honey and gave the material to Benson brothers who was going to use is as aggregate to make cement blocks. They had a dispute with Lindu, the owner of 2301 G street and is now in litigation. The material is on concrete and covered while the dispute is being addressed. We don't have specifics of the current owners info since we did not rent the ground.

4.d See above

4.e stopped moving material there in the fall of 2015.

4.f there is no ongoing relationship with Aaron or the business with this location.

5.a We only operate in one location.

11/13/17

5.b see above

5.c see above

5.d see above

5.e see above

5.f see above

6.a We have moved out and the facility is empty.

6.b all of our CRT glass is dated with spray paint and the leaded glass is covered. All of the glass is stored inside of our facility and we have correct any outdoor CRT's since your last visit. Please see attached pics.

7a. attached map

7.b we can process around 10,000lbs a day if needed.

7.c we cut off the metal band and tap the corner with a hammer around the frit of glue between the leaded and non-leaded glass. We take the shadow screen out and throw it into steel and separate the leaded and non leaded glass in separate boxes.

7.d the glass is separated by glue and is different colors so the separation process is taught to those who process the glass. The back of the CRT is the leaded and the clear glass in front or the panel glass is non-leaded. We have had this material tested from test American so we know there is no leaded glass in the panel glass.

7.e We don't currently disassemble LCD's, we have other refurbishes that pay to fix them. We keep them sealed shut and don't take them apart.

7.f We bail the plastic and sell all parts of the TV as commodities. We sell the steel, plastic, copper yokes, circuit board, wire, degausse cable, etc... I don't believe we have dealt with PCB's

8. a We have requested the documents but are still waiting for info. Leornard Gill said they will have a report to us by Tuesday the 17<sup>th</sup> and I will email to you the same day FYI.

8.b We told the state what we were doing with the non leaded glass and they just required the letter you took on Dec 13 from our facility.

8.c We sent them just non-leaded glass with occasional cardboard.

9. We are not storing leaded glass but we did move and threw out a lot of info. I cannot find the BOL's from when we sent glass but I have paid the following to process: Doe run, cali industries and closed loop. Closed Loop is the last place we sent to and they are now closed. So I am trying to locate old emails or anything I can find to provide you.

*I will email the steel and non-leaded weights early next week. We have requested the weights and have been told we will get them soon.*

10.a We are separating the leaded and non-leaded material and spray painting the boxes with dates. The non-leaded gets used at aggregate and the leaded gets shipped once we have a load ready. The leaded is covered and wrapped until it is shipped out.

10.b we are putting dated sheet on incoming material to insure it gets processed in a timely manner.

10.c I have provided a settlement statement for commodities and the market we have for them.

*Respectfully,*

*Ans/SG*

*1/13/17*



10.6





6. b



10.c





6 b.



10.6





10.6





p. 6

Processed Material

Unprocessed Material

normal disassembly

Glass Room

Receiving

Northbrook Location

7.5



DEPARTMENT OF THE TREASURY  
INTERNAL REVENUE SERVICE  
CINCINNATI OH 45999-0023

Date of this notice: 01-03-2014

Exemption 6:  
Personal Privacy.

Employer Identification Number:

Form: SS-4

Number of this notice: CP 575 A

For assistance you may call us at:  
1-800-829-4933

IF YOU WRITE, ATTACH THE  
STUB AT THE END OF THIS NOTICE.

SIOUXLAND PC AND ELECTRONICS  
RECYCLING LLC  
AARON J ROCHESTER SOLE MBR  
1304 46TH ST  
SIOUX CITY, IA 51104

Exemption 6:  
Personal Privacy.

WE ASSIGNED YOU AN EMPLOYER IDENTIFICATION NUMBER

Thank you for applying for an Employer Identification Number (EIN). We assigned you EIN [REDACTED]. This EIN will identify you, your business accounts, tax returns, and documents, even if you have no employees. Please keep this notice in your permanent records.

When filing tax documents, payments, and related correspondence, it is very important that you use your EIN and complete name and address exactly as shown above. Any variation may cause a delay in processing, result in incorrect information in your account.



The IRS is committed to helping all taxpayers comply with their tax filing obligations. If you need help completing your returns or meeting your tax obligations, Authorized e-file Providers, such as Reporting Agents (payroll service providers) are available to assist you. Visit the IRS Web site at [www.irs.gov](http://www.irs.gov) for a list of companies that offer IRS e-file for business products and services. The list provides addresses, telephone numbers, and links to their Web sites.

To obtain tax forms and publications, including those referenced in this notice, visit our Web site at [www.irs.gov](http://www.irs.gov). If you do not have access to the Internet, call 1-800-829-3676 (TTY/TDD 1-800-829-4059) or visit your local IRS office.

**IMPORTANT REMINDERS:**

- \* Keep a copy of this notice in your permanent records. **This notice is issued only one time and the IRS will not be able to generate a duplicate copy for you.** You may give a copy of this document to anyone asking for proof of your EIN.
- \* Use this EIN and your name exactly as they appear at the top of this notice on all your federal tax forms.
- \* Refer to this EIN on your tax-related correspondence and documents.

If you have questions about your EIN, you can call us at the phone number or write to us at the address shown at the top of this notice. If you write, please tear off the stub at the bottom of this notice and send it along with your letter. If you do not need to write us, do not complete and return the stub.

Your name control associated with this EIN is SIOU. You will need to provide this information, along with your EIN, if you file your returns electronically.

Thank you for your cooperation.

Keep this part for your records.

CP 575 A (Rev. 7-2007)

Return this part with any correspondence  
so we may identify your account. Please  
correct any errors in your name or address.

CP 575 A

999999999999

Your Telephone Number      Best Time to Call  
(       )                      -

DATE OF THIS NOTICE: 01-03-2014  
EMPLOYER IDENTIFICATION NUMBER:  
FORM: SS-4 NOBOD

### Exemption 6: Personal Privacy.

INTERNAL REVENUE SERVICE  
CINCINNATI OH 45999-0023

A barcode consisting of vertical bars of varying heights, used for automated mail sorting.

SIOUXLAND PC AND ELECTRONICS  
RECYCLING LLC  
AARON J ROCHESTER SOLE MBR  
1304 46TH ST  
SIOUX CITY, IA 51104





Dynamic Recycling  
N5549 County Rd Z  
Onalaska, WI 54650  
United States  
P: 608-781-4030

# Settlement Report

Initial

Order # : I-19670  
PO # : --  
Customer : Recycletronics  
Pickup Date : 08/04/2016  
Settlement Date : 08/23/2016  
Sales Rep : Anna Lamm

Ship From: Recycletronics  
3313 Northbrook Drive  
Sioux City, IA 51105

Ship To: Dynamic Recycling  
N5549 County Road Z  
Onalaska, Wisconsin 54650

Item Count : 88  
Pallets : 43  
Net Weight : 19223.85 lbs

Unit Of Measure: lbs

## Received Items

Product	Item Count	Net Weight	Price Type	Price	Subtotal
Circuit Boards - Daughter/Finger	1	18.00 lbs	Weight	\$ 3.5500	\$ 63.90
Circuit Boards - Daughter/Finger - Heat Sink	1	8.00 lbs	Weight	\$ 2.8100	\$ 22.48
Circuit Boards - Daughter/Finger - LG	1	2.00 lbs	Weight	\$ 2.8100	\$ 5.62
Circuit Boards - Green - LG	1	5.00 lbs	Weight	\$ 1.1000	\$ 5.50
Circuit Boards - Motherboards - LG	1	6.00 lbs	Weight	\$ 1.3400	\$ 8.04
Circuit Boards - P3 & Older Motherboards	1	9.00 lbs	Weight	\$ 2.8500	\$ 25.65
Circuit Boards - P4 Motherboards	1	37.00 lbs	Weight	\$ 1.6000	\$ 59.20
Circuit Boards - Small Socket Server	1	3.00 lbs	Weight	\$ 2.4000	\$ 7.20
Circuit Boards - TV/Monitor	4	1556.00 lbs	Weight	\$ 0.1700	\$ 264.52
Circuit Boards - TV/Monitor - Dirty	1	726.00 lbs	Weight	\$ 0.1100	\$ 79.86
Copper - Yokes	1	1492.00 lbs	Weight	\$ 0.3500	\$ 522.20
Disc Drives	1	174.00 lbs	Weight	\$ 0.1600	\$ 27.84
Fans	1	58.00 lbs	Weight	\$ 0.1100	\$ 6.38
Hard Drives - w/ Boards	1	72.00 lbs	Weight	\$ 0.6700	\$ 48.24
Heat Sinks - Aluminum	1	34.00 lbs	Weight	\$ 0.4000	\$ 13.60
Memory Scrap - Gold	1	10.00 lbs	Weight	\$ 14.1000	\$ 141.00



Plastic - ABS - EOL	13	14651.00 lbs	Weight	(\$ 0.0500)	(\$ 732.55)
Power Supplies - w/o Wire	1	356.00 lbs	Weight	\$ 0.1000	\$ 35.60
Processors - 775 - R	47	2.35 lbs	Unit	\$ 0.5000	\$ 23.50
Processors - Black Fiber - R	1	0.15 lbs	Weight	\$ 39.2000	\$ 5.88
Processors - Green Fiber - P3 - R	2	0.20 lbs	Weight	\$ 14.0800	\$ 2.82
Processors - Green Fiber - P4 w/ Pins - R	2	2.65 lbs	Weight	\$ 5.7400	\$ 15.21
Processors - Green Fiber - P4 w/o Pins - R	2	1.45 lbs	Weight	\$ 3.0100	\$ 4.36
Processors - Pentium 1 - R	1	0.05 lbs	Weight	\$ 32.8700	\$ 1.64

**Sub Total:** \$ 657.70

### Service Items

Item	Description	QTY	Price	Subtotal
Transportation Fee	Transportation Fee	1	(\$ 718.750)	(\$ 718.75)
Transportation Fee	Transportation Credit - Dynamic	1	\$ 718.750	\$ 718.75

**Sub Total:** no charge

**Total:** \$ 657.70

List of Requested Information  
Recycletronics  
Sioux City, Iowa

1. Provide the following information about Recycletronics:
  - a. Identify the current owner of Recycletronics and provide a current mailing address.
  - b. Identify the legal status of Recycletronics (i.e. corporation, LLC, no legal status) along with relevant information as appropriate (i.e. legal name, state of incorporation, date of incorporation, registered agent).
2. Provide the following information about the Northbrook Drive Facility:
  - a. Provide the name and address of the property owner.
  - b. Provide the date, or approximate date, when Recycletronics' operations began at the Northbrook Drive Facility.
  - c. Provide the current number of employees at the Northbrook Drive Facility.
  - d. If Recycletronics' operations have ceased at this facility, provide the date that operations ended and current status of the Northbrook Drive Facility.
3. Provide the following information about the Steuben Facility:
  - a. Provide the name and address of the property owner.
  - b. Provide the date or approximate date when Recycletronics' operations began at the Steuben Facility.
  - c. Provide the current number of Recycletronics employees at the Steuben Facility.
  - d. If Recycletronics' operations have ceased at this facility, provide the date that operations ended and current status of the Steuben Facility.
4. Provide the following information about materials delivered to 2301 G Street, South Sioux City, Nebraska:
  - a. Describe whether any materials processed at the Northbrook Drive Facility have been delivered or moved to 2301 G. Street, South Sioux City, Nebraska.
  - b. If any materials have been delivered or moved to the G Street facility provide all invoices or bills of lading documenting those sales or movements.
  - c. If materials have been delivered or moved to the G Street facility, explain when such activities began and the purpose of these shipments (i.e. storage, further processing).
  - d. Identify your contact for this facility including name, current address, and title.
  - e. If materials have been delivered or moved to the G Street facility, but are no longer being shipped there, identify when those activities ceased.
  - f. Explain any other business relations between Recycletronics, or Aron Rochester, and this facility.
5. Provide the following information for any additional sites where Recycletronics has operated since 2013, or where Recycletronics currently operates:
  - a. Identify the address.
  - b. Provide the name and address of the property owner.
  - c. Explain the operations performed at each property identified in question 5.a.
  - d. Provide the date, or approximate date, when operations began at each additional property.
  - e. Provide the current number of employees at each property.
  - f. If operations have ceased at any of the properties identified above, provide the date that operations ended and current status of each property.

List of Violations  
Recycletronics  
Sioux City, Iowa

1. Title 40 Code of Federal Regulations § 262.34(a)(4) referencing 40 CFR § 265.31 – Failure to manage a facility to minimize the possibility of a release.
  - a. During the July 16, 2015, inspection of the Northbrook Drive Facility, the inspector observed containers of electronic equipment which were stored outdoors while waiting to be processed. Photographic documentation shows these containers were open, in poor condition, and not weatherproofed. Additionally, photographic documentation shows the containers were overflowing. Broken plastic and metal scrap was observed on the concrete pad and the unpaved ground around these containers.
2. 40 CFR § 262.11 – Failure to perform a hazardous waste determination. In order to take advantage of the conditional exclusion from the definition of solid waste, used, broken cathode ray tubes and processed CRT glass undergoing recycling must be managed according to specific conditions. Specifically, the following condition was not met: intentionally breaking intact CRTs or further breaking or separating broken CRTs and sorting or otherwise managing glass removed from CRT monitors within a building with a roof, floor, and walls. 40 CFR § 261.39(b)(2)(i).
  - a. During the July 16, 2015, and the May 23, 2016, inspections of the Northbrook Drive Facility, the inspector observed containers of electronic equipment which had been received and were being stored outdoors while waiting to be processed. These containers were open, in poor condition, and were not weatherproof. Additionally, photographic documentation shows the containers were overflowing on the ground.

6. During the Northbrook Drive inspections, the inspectors observed unprocessed and processed materials stored outdoors in containers that were open, not weather resistant, and in poor condition. Inspectors also observed broken pieces of plastic and metal on the ground at the Northbrook Drive Facility. Please describe:
  - a. The steps you have taken to minimize the possibility of a release of hazardous waste and/or hazardous constituents from the Northbrook Drive Facility.
  - b. The steps you have taken to comply with the requirement to process incoming CRTs and manage all glass removed from CRTs inside a building with a roof, floor, and walls to correct Violations 1 and 2.
7. Provide a thorough description of the recycling activities/processes at The Northbrook Drive Facility and Steuben Facility. For each of these facilities, provide:
  - a. A map/layout to designate the location where each process occurs.
  - b. The maximum capacity of CRTs that can be processed in a day (i.e. number of units or pounds of CRTs and/or CRT components).
  - c. A detailed description outlining how the glass (leaded and unleaded glass) parts are separated from the non-glass portions (i.e., scrap plastic scrap metal, etc.) of the equipment.
  - d. A detailed description of how the leaded glass is separated from the unleaded glass.
  - e. A description of how LCDs are handled and processed from receipt until they leave the facility (both intact and as processed parts). Include a description of any changes to the procedure if the LCDs are received broken and/or if they are broken during handling or processing. The descriptions should include a discussion of how items are evaluated for mercury releases and how mercury spills are managed, as well as how any mercury contaminated items are disposed.
  - f. A description of how televisions potentially containing polychlorinated biphenyls are handled and processed from receipt until they leave the facility (both intact and as processed parts). Include a description of how any part or items potentially containing PCBs are managed on-site and how and where they are sent for disposal.
8. During the June 16, 2015 inspection at the Northbrook Drive Facility, you stated that unleaded glass debris was sent to Gill Hauling of Sioux City, Iowa to be used as aggregate or fill. Please provide the following information regarding that statement:
  - a. List the amount of unleaded glass, with supporting documentation, Recycletronics sent to Gill Hauling of Sioux City, Iowa, each year from 2013 to the present.
  - b. State whether a special waste or any other permit was required by the State of Iowa or the local government for the use of unleaded glass as aggregate or fill. If a special waste or other permit was required, please provide documentation that the unleaded glass was appropriately used in accordance with any issued permits, and include a copy of the permit.
  - c. Provide a complete list, with supporting document, of any other items sent to Gill Hauling for use, reuse, recycling, disposal, or any other purpose.

9. The federal regulations state that intact CRTs as defined by 40 CFR § 260.10 are not solid wastes within the United States unless they are disposed and/or speculatively accumulated as defined in 40 CFR § 261.1(c)(8) by CRT collectors or glass processors. 40 CFR § 261.4(a)(22)(i). The federal regulations also state that glass removed from CRTs is not a solid waste provided it meets the requirements of 40 CFR § 261.39(c). 40 CFR § 261.4(a)(22)(iv). The regulations at 40 CFR § 261.39(c) state that processed CRT glass sent to a CRT glass manufacturer or a lead smelter after processing is not a solid waste unless it is speculatively accumulated as defined in 40 CFR § 261.1(c)(8).

If Recycletronics is claiming that its CRTs and the glass removed from CRTs are not solid waste, it must provide the calculations and supporting documentation to demonstrate that Recycletronics was not speculatively accumulating either waste stream (i.e. CRTs and Glass removed from CRTs). Please provide a thorough accounting, with supporting documentation, demonstrating how Recycletronics met the conditional exclusion for CRTs in calendar year 2015. The accounting should include, at a minimum, a detailed description, with supporting documentation, of the calculation showing that Recycletronics recycled at least 75 percent by weight or volume of the amount of material accumulated at the beginning of the period (January 1, 2015).

10. Please provide the following information regarding your current operations:
  - a. Provide a thorough description with supporting documentation on how Recycletronics is currently managing CRT materials on site at the Northbrook Facility and Steuben Facility.
  - b. Include a description on how Recycletronics is currently documenting incoming materials, including, but not limited to photographic documentation showing the date accumulation for each storage unit, or a legible copy of Recycletronics' inventory log or other appropriate method for documentation.
  - c. Provide documentation showing how incoming materials are treated as a commodity and that there is a current market for these processed materials.





UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 7

11201 Renner Boulevard  
Lenexa, Kansas 66219

DEC 08 2016

**VIA HAND DELIVERY**

*Wenner.rebecca@epa.gov*

Mr. Aron Rochester  
Owner/President  
Recycletronics  
1304 46<sup>th</sup> Street  
Sioux City, Iowa 51104

RE: Recycletronics  
3313 Northbrook Drive  
Sioux City, Iowa 51105

Recycletronics  
1230 Steuben Street  
Sioux City, Iowa 51105

Dear Mr. Rochester:

Letter of Warning/Request for Information

On June 16, 2015, and April 17, 2016, a representative of the U. S. Environmental Protection Agency inspected the Recycletronics facility located at 3313 Northbrook Drive (hereinafter "Northbrook Drive Facility"). These inspections were conducted under the authority of Section 3007 of the Resource Conservation and Recovery Act. 42 U.S.C. § 6927. During each of these inspections you stated that the office computers were not working and therefore could not provide requested records. After each inspection, the EPA inspector requested that you submit the requested records. To date, those records have not been provided to the EPA.

On December 1, 2015, the EPA mailed Recycletronics a Letter of Warning/Request for Information issued pursuant to Section 3007 of RCRA. That certified letter was received by Recycletronics on February 22, 2016. The letter requested copies of the records requested during the inspections and additional information in order to determine Recycletronics' compliance with RCRA. To date, the EPA has not received a response to the Request for Information.

This current Letter of Warning/Request for Information incorporates many questions set forth in the December 1, 2015 letter. Therefore, there is no need for you to respond separately to the previous Letter of Warning.



Printed on Recycled Paper

Please note that Section 3008(g) of RCRA authorizes the EPA to pursue penalties for failing to respond adequately to requests for submissions of required information. The statutory maximum penalty has been adjusted for inflation and is \$37,500 for violations that occurred from January 12, 2009, through November 2, 2015, and \$70,117 for violations that occur after November 2, 2015. Additionally, Section 3008(a) authorizes the EPA to initiate a civil judicial or administrative enforcement action if you fail to respond to this Letter of Warning/Request for Information. The statutory maximum penalty for violations of Section 3008(a) has been adjusted for inflation and is \$93,750 for each day of non-compliance.

As previously stated, my staff has reviewed the inspection reports and determined that violations of RCRA were documented. The EPA is requesting additional information regarding the compliance status of the facilities cited above. Enclosed is a list of violations followed by a list of questions and/or requested information. Also enclosed are instructions to be used in providing your response. Please carefully read and follow these instructions. Your response to this request in accordance with the instructions is required by Section 3007 of RCRA and substantial penalties may result from not complying. Please note that the EPA reserves its right to pursue appropriate enforcement actions, including penalties, for failing to respond to the December 1, 2015 letter, this current request for information, and violations discovered as a result of these inspections, regardless of whether the violations were subsequently corrected.

Within 30 calendar days of receiving this letter, please mail your response to: Rebecca Wenner, U. S. Environmental Protection Agency, 11201 Renner Boulevard, Lenexa, Kansas 66219. To request an extension of the time limit, follow the instructions in the enclosure. Please direct all questions to Rebecca Wenner, of my staff, at (913) 551-7644.

Sincerely,



Mary Goetz

Chief

Waste Enforcement and Materials Management Branch  
Air and Waste Management Division

Enclosures (3)

cc: Amie Davidson, Supervisor, Contaminated Sites Section  
Iowa Department of Natural Resources  
Bill Gidley, NDEQ  
Susan Johnson, Quality Bureau-Solid Waste, IDNR

### **3007 RESPONSE INSTRUCTIONS**

- \* Identify the Person(s) responding to this request on your behalf.
- \* Address each numbered item separately, and precede each answer with the number of the item to which it responds.
- \* For each numbered item, identify all documents consulted, examined, or referred to in the preparation of the answer, or that contain information responsive to the requested item. Provide true, accurate, and legible copies of all such documents. (If information responsive to an item is available but there are no relevant source documents, you must still provide the information.)
- \* For each document provided, indicate on the document (or in some similar manner) the number of the item to which it responds.
- \* For each numbered item, identify all persons consulted in the preparation of the answer.
- \* For purposes of this request, the term "you" or "your" refers to the company, corporation and any officer, principal, agent employee, or any other person(s) associated in any capacity.
- \* If information responsive to a requested item is not in your possession, identify the person(s) from whom the information may be obtained.
- \* If information that is not known or available at the time you make your response later becomes known or available to you, you must supplement your response.
- \* If, at any time after you submit your response, you find that any part of the information you submitted is incomplete, false, or misrepresents the truth, you must notify the EPA immediately.
- \* You must provide the requested information even though you consider it confidential information or trade secrets. If you want to make a confidentiality claim covering part or all of the information submitted, identify the material with words such as "trade secret," "proprietary," or "company confidential."
- \* The EPA will disclose this information only to the extent and by the means described in 40 CFR Part 2, Subpart B., provided that it qualifies as confidential business information.
- \* A request for an extension to the time limit for responding must be in writing and must be postmarked within five (5) calendar days of receipt of this information request. Address it to the person identified in the cover letter to receive your response.
- \* Copies of the Code of Federal Regulations may be obtained from the U.S. Government Bookstores or on the Internet at [www.epa.gov/epahome/cfr40.htm](http://www.epa.gov/epahome/cfr40.htm).
- \* This request for information is not subject to the approval requirements of the Paperwork Reduction Act of 1980.
- \* The EPA encourages you to conserve resources. Suggested methods include use of recycled paper, printing on both sides (duplex printing), and when possible submitting documents electronically (i.e., email or compact discs). If hard copy submittals are necessary, please do not submit documents in binders.

Not responding to this information request within the stated time limit and in accordance with these instructions may subject your facility to an enforcement action which could include the imposition of penalties up to \$93,750 per violation, per day of continued noncompliance. Providing false, fictitious or fraudulent statements or representation could lead to criminal penalties.

### CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Letter of Warning/Request for Information issued pursuant to Section 3007 of the Resource Conservation and Recovery Act (RCRA), 42 U.S.C.

§ 6927, was hand delivered on December 13, 2016

to Aaron Rochester.

Rebecca Wesser  
Name

Life Scientist  
Title

12/13/2016  
Date



ATTACHMENT 2 - SECTION 1001 AND 1002 OF U.S. CODE OF LAW

**FEDERAL CODE 1001**

**1001. Statements or entries generally**

Whoever, in any matter within the jurisdiction of any department or agency of the United States knowingly and willfully falsifies, conceals or covers up by any trick, scheme, or device a material fact, or makes any false, fictitious or fraudulent statements or representations, or makes or uses any false writing or document knowing the same to contain any false, fictitious or fraudulent statement or entry, shall be fined not more than \$10,000 or imprisoned not more than five years, or both.

**FEDERAL CODE 1002**

**1002. Possession of false papers to defraud United States**

Whoever, knowingly and with intent to defraud the United States, or any agency thereof, possess any false, altered, forged, or counterfeited writing or document for the purpose of enabling another to obtain from the United States, or from any agency, officer, or agent thereof, any sum of money, shall be fined not more than \$10,000 or imprisoned not more than five years, or both.



**THE SOLID WASTE DISPOSAL ACT**  
**(As amended 1984 and 1986)**

**SECTION 3007 - Inspections**

Sec. 3007. (a) Access Entry.-For purposes of developing or assisting in the development of any regulation or enforcing the provisions of this title any person who generates, treats, transports, disposes of or has handled hazardous wastes shall, upon request of any officer, employee, or representative of the Environmental Protection Agency, duly designated by the Administrator, or upon request of any duly designated officer, employee, or representative of a State having an authorized hazardous waste program, furnish information relating to such wastes and permit such person at all reasonable times to have access to, and to copy all records relating to such wastes. For the purposes of developing or assisting in the development of any regulation or enforcing the provisions of this title, such officers, employees, or representatives are authorized-

- (1) enter at reasonable times any establishment or other place where hazardous wastes are, or have been, generated, stored, treated, or disposed of, or transported from;
- (2) to inspect and obtain samples from any person of any such wastes and samples of any containers or labeling for such wastes.

Each such inspection shall be commenced and completed with reasonable promptness. If the officer, employee, or representative obtains any samples, prior to leaving the premises, he shall give to the owner, operator, or agent in charge a receipt describing the sample obtained and if requested a portion of each such sample equal in volume or weight to the portion retained. If any analysis is made of such samples, a copy of the results of such analysis shall be furnished promptly to the owner, operator, or agent in charge.

(b) Availability To Public.-(1) Any records, reports, or information (including records, reports, or information obtained by representatives of the Environmental Protection Agency) obtained from any person under this section [(including records, reports, or information obtained by representatives of the Environmental Protection Agency)] shall be available to the public, except that upon a showing satisfactory to the Administrator (or State, as the case may be) by any person that records, or information, or particular part thereof, to which the Administrator (or State, as the case may be) or any officer, employee, or representative thereof has access under this section if made public, would divulge information entitled to protection under section 1905 of title 18 of the United States Code, such information of particular portion thereof shall be considered confidential in accordance with the purpose of that section, except that such record, report, document, or information may be disclosed to other officers, employees, or authorized representatives of the United States concerned with carrying out this Act, or when relevant in any proceeding under this Act.

(2) Any person not subject to the provisions of section 1905 of title 18 of the United States Code who knowingly and willfully divulges or discloses any information entitled to protection under this section shall upon conviction, be subject to a fine of not more than \$5,000 or to imprisonment not to exceed one year, or both.

(3) In submitting data under this Act, a person required to provide such data may-

(A) designate the data which such person believes is entitled to protection under this subsection, and

(B) submit such designated data separately from other data submitted under this Act. A designation under this paragraph shall be made in writing and in such manner as the Administrator may prescribe.

(4) Notwithstanding any limitation contained in the section or any provision of law, all information reported to, or otherwise obtained by, the Administrator (or any representative of the Administrator) under this Act shall be made available upon written request of any duly authorized committee of the Congress, to such committee.

(c) Federal Facility Inspections.-Beginning twelve months after the date of enactment of the Hazardous and Solid Waste Amendments of 1984, the Administrator shall, or in the case of a State with an authorized hazardous waste program the State may, undertake on an annual basis a thorough inspection of each facility for the treatment, storage, or disposal of hazardous waste which is owned or operated by a Federal agency to enforce its compliance with this subtitle and the regulations promulgated thereunder. The record of such inspections shall be available to the public as provided in subsection (b).

(d) State-Operated Facilities.-The Administrator shall annually undertake a thorough inspection of every facility for the treatment, storage, or disposal of hazardous waste which is operated by a State or local government for which a permit is required under section 3005 of this title. The records of such inspection shall be available to the public as provided in subsection (b).

(e) Mandatory Inspections.-(1) The Administrator (or State in the case of the State having an authorized hazardous waste program under this subtitle) shall commence a program to thoroughly inspect every facility for the treatment, storage, or disposal of hazardous waste for which a permit is required under section 3005 no less often than every two years as to its compliance with this subtitle (and the regulations promulgated under this subtitle). Such inspections shall commence not later than twelve months after the date of enactment of the Hazardous and Solid Waste Amendments of 1984. The Administrator shall, after notice and opportunity for public comment, promulgate regulations governing the minimum frequency and manner of such inspections, including the manner in which records of such inspections shall be maintained and the manner in which reports of such inspections shall be filed. The Administrator may distinguish between classes and categories of facilities commensurate with the risks posed by each class or category.

(2) Not later than six months after the date of enactment of the Hazardous and Solid Waste Amendments of 1984, the Administrator shall submit to the Congress a report on the potential for inspections of hazardous waste treatment, storage, or disposal facilities by nongovernmental inspectors as a supplement to inspections conducted by officers, employees, or representatives of the Environmental Protection Agency or States having authorized hazardous waste programs or operating under a cooperative agreement with the Administrator. Such report shall be prepared in cooperation with the States, insurance companies offering environmental impairment insurance, independent companies providing inspection services, and other such groups as appropriate. Such report shall contain recommendations on provisions and requirements for a program of private inspections to supplement governmental inspections.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
RECEIPT FOR DOCUMENTS AND SAMPLES

Facility Name <i>Recycletronics</i>
Facility Address <i>1220 Steuben Street Sioux City, Iowa 51105</i>

Documents Collected? YES ☒ (list below) NO ☐

Samples Collected? YES ☐ (list below) NO ☒ Split Samples: YES ☐ NO ☐

Documents/ Samples were: 1) Received no charge ☒ 2) Borrowed ☐ 3) Purchased ☐

Amount Paid: \$  Method: Cash ☐ Voucher ☐ To Be Billed ☐

The documents and samples described below were collected in connection with the administration and enforcement of the applicable statute under which the information is obtained.

Receipt for the document(s) and/or sample(s) described below is hereby acknowledged:

*1) Universal Waste Label (1 page)*  
*2) LPGA Correspondence (1 page)*

Facility Representative (print) <i>Anna Rochester</i>	Signature/Date <i>[Signature]</i> <i>12/13/16</i>
Inspector (print) <i>Michael S. Martin</i>	Signature/Date <i>[Signature]</i> <i>12/13/2016</i>
U.S. EPA, Region 7, 11201 Renner Blvd., Lenexa, KS 66219	

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
CONFIDENTIALITY NOTICE

Facility Name <i>Reproclonics</i>	
Facility Address <i>1220 Stouber Street Sioux City, Iowa 51105</i>	
Inspector (print) <i>Michael J. Martin</i>	
U.S. EPA, Region 7, 11201 Renner Blvd., Lenexa, KS 66219	Date <i>12/13/2016</i>

The United States Environmental Protection Agency (EPA) is obligated, under the Freedom of Information Act, to release information collected during inspections to persons who submit requests for that information. The Freedom of Information Act does, however, have provisions that allow EPA to withhold certain confidential business information from public disclosure. To claim protection for information gathered during this inspection you must request that the information be held CONFIDENTIAL and substantiate your claim in writing by demonstrating that the information meets the requirements in 40 CFR2, Subpart B. The following criteria in Subpart B must be met:

1. Your company has taken measures to protect the confidentiality of the information, and it intends to continue to take such measures.
2. No statute specifically requires disclosure of the information.
3. Disclosure of the information would cause substantial harm to your company's competitive position.

Information that you claim confidential will be held as such pending a determination of applicability by EPA.

I have received this Notice and <u>DO NOT</u> want to make a claim of confidentiality at this time.	
Facility Representative Provided Notice (print)	Signature/Date
<i>Arin Rochester</i>	<i>[Signature]</i> <i>12/13/16</i>

I have received this Notice and <u>DO</u> want to make a claim of confidentiality.	
Facility Representative Provided Notice (print)	Signature/Date

Information for which confidential treatment is requested:

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